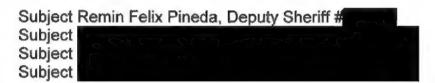
Table of Contents

IV 2255023

Personnel Investigation Form



Interviews:

Subject	Remin Felix Pineda, Deputy Sheriff #
Subject	
Subject	
Subject	
Compla	inant inant in the second seco
Witness	
Witness	

Exhibit:

None

Miscellaneous Documents

In-Service for PM Shift 11-06-09
Supervisor's Report on Use of Force (SH-R-438P)
Inmate Injury Report
Administrative Rights Subjects Form
Inmate Total Movement History for Complainant
Drawing of Module 231 with markings by the Subjects



County of Los Angeles Sheriff's Department Headquarters



4700 Ramona Boulevard Monterey Park, California 91754-2169

April 22, 2010

Depu	ty Re	min Feli	x Pine	eda, #	P
C 43					

Dear Deputy Pineda:

You are hereby notified that it is the intention of the Sheriff's Department to suspend you without pay from your position of Deputy Sheriff, Item No. 2708A, with this Department for a period of fifteen (15) days.

An investigation under IAB File Number 2255023, conducted by Inmate Reception Center, coupled with your own statements, has established the following:

- 1. That in violation of Manual of Policy and Procedures Section 3-01/025.10, Unreasonable Force, on or about November 6, 2009, you admittedly lost control of your temper while dealing with an uncooperative inmate and used force that was not objectively reasonable by slapping Inmate across the face with your open palm.
- 2. That in violation of Manual of Policy and Procedures Section 3-01/030.10, Obedience to Laws, Regulations and Orders (specifically as it pertains to Manual Section 5-09/430.00, Use of Force Reporting and Review Procedures), on or about November 6, 2009, you failed to report to a supervisor that you had used force against Inmate as required by the aforementioned policies.
- That in violation of Manual of Policy and Procedures Section 3-01/030.10, Obedience to Laws, Regulations and Orders (specifically as it pertains to Manual Section 5-09/430.00, Use of Force Reporting

and Review Procedures), on or about November 6, 2009, you failed to report to a supervisor that you had witnessed reportable force being used against Inmate by Deputies and and as required by the aforementioned policies.

Prior to determining this disciplinary action, I have thoroughly reviewed the incident and your record with this Department.

You have the right to grieve this disciplinary action within ten (10) business days of receipt of this letter. Your grievance procedures may be found in your classification's negotiated Memorandum of Understanding.

Failure to respond to this Letter of Intent within ten (10) business days will be considered a waiver of your right to grieve and will result in the imposition of this discipline indicated herein.

The Sheriff's Department reserves the right to amend and/or add to this letter.

Sincerely,

LEROY D. BACA, SHERIFF

Original Signed

Gerald K. Cooper, Captain Commander, Inmate Recption Center

GKC:KM:bs

c: Advocacy Unit
Employee Relations Unit
Alexander R. Yim, Chief, Correctional Services Division
Internal Affairs Bureau
Office of Independent Review (OIR)
(File # IAB 2255023)

I certify that on the date indicated below, I received the original of the attached LETTER OF INTENT under File Number IAB 2255023.

04/22/2010	Clankin
Date	REMIN FELIX PINEDA, #

I certify that on the date indicated below, I served the original Letter of Intent to REMIN FELIX PINEDA.

Date WITNESS SIGNATURE

WITNESS PRINT

Please return this page within two (2) business days to:

BRENDA STEWART
INTERNAL AFFAIRS BUREAU
4900 S. EASTERN AVE., #
COMMERCE CA 90040



County of Los Angeles Sheriff's Department Headquarters



4700 Ramona Boulevard Monterey Park, California 91754-2169

June 21, 2010

Deputy Remin Felix Pineda, #	
000000000000000000000000000000000000000	

Dear Deputy Pineda:

On April 22, 2010, you were served with a Letter of Intention, indicating your right to respond to the Sheriff's Department's pending disciplinary action against you, as reported under IAB File Number 2255023. You were also advised of your right to review the material on which the discipline was based.

You are hereby notified that pursuant to an Education-Based Discipline (EBD) Agreement between you and this Department dated June 8, 2010, you are suspended without pay from your position of Deputy Sheriff, Item No. 2708A, with this Department for a period of fifteen (15) days. However, pursuant to the EBD agreement, the fifteen (15) days will be held in abeyance for a period of twelve (12) months which will end on June 7, 2011. All Department records will reflect, nevertheless, that you received a fifteen (15) day suspension. In accordance with the EBD Agreement, you have agreed to participate in an education-based alternative to discipline. Should you fail to complete any of the terms and conditions of the EBD Agreement, the fifteen (15) days held in abeyance will be imposed.

An investigation under File Number IAB 2255023, conducted by Inmate Reception Center, coupled with your own statements, has established the following:

- That in violation of Manual of Policy and Procedures Section 3-01/025.10, Unreasonable Force, on or about November 6, 2009, you admittedly lost control of your temper while dealing with an uncooperative inmate and used force that was not objectively reasonable by slapping Inmate across the face with your open palm.
- That in violation of Manual of Policy and Procedures Section 3-01/030.10, Obedience to Laws, Regulations and Orders (specifically as it pertains to Manual Section 5-09/430.00, Use of Force Reporting

and Review Procedures), on or about November 6, 2009, you failed to report to a supervisor that you had used force against Inmate as required by the aforementioned policies.

3. That in violation of Manual of Policy and Procedures Section 3-01/030.10, Obedience to Laws, Regulations and Orders (specifically as it pertains to Manual Section 5-09/430.00, Use of Force Reporting and Review Procedures), on or about November 6, 2009, you failed to report to a supervisor that you had witnessed reportable force being used against Inmate by Deputies and and a sequired by the aforementioned policies.

Prior to imposing this disciplinary action, I have thoroughly reviewed the incident and your record with this Department.

You will hereby take notice that any future acts of misconduct may result in more severe disciplinary action.

The Sheriff's Department reserves the right to amend and/or add to this letter.

Sincerely,

LEROY D. BACA, SHERIFF

Original Signed

Gerald K. Cooper, Captain Commander, Inmate Reception Center

Note: Attached for your convenience are excerpts of the applicable areas of the Manual of Policy and Procedures.

GKC:KM:bs

c: Advocacy Unit
Alexander R. Yim, Chief, Correctional Services Division
Internal Affairs Bureau
Personnel Administration
Office of Independent Review (OIR)
Inmate Reception Center/unit Personnel File

I certify that on the date indicated below, I received the original of the attached **LETTER OF SUSPENSION** under File Number *IAB 2255023* as set forth in Section 18.01 of the Rules of the Los Angeles County Civil Service Commission.

06/21/10

DATE

REMIN FELIX PINEDA, #

I certify that on the date indicated below, I served the original of the attached letter of suspension on *REMIN FELIX PINEDA* as set forth in Section 18.01 of the Rules of the Los Angeles County Civil Service Commission.

DATE WITNESS SIGNATURE

WITNESS PRINT

Please return this page within two (2) business days to:

BRENDA STEWART
INTERNAL AFFAIRS BUREAU
4900 S. EASTERN AVE. #
CITY OF COMMERCE CA 90040

Los Angel (s County Sheriff's Department

		Supervisor		ort on Use	of Fo	ce		Page 1 of 8
URN: 5 0 9 - 0 1	9 1 1	- 5 1 2 0			11/6/	09	Time:	2045 Hours
Location:		uchet Street		City or Static			Los Ange	
Bureau/Station/Facility:		mate Receptio	n Center			Admin. In	vestigation:	YES 🛛 NO
Type of Force:		ignificant (Pers						
Deputy Injury : YES	ио ⊠			YES NO				,
☐ Call				Detail		Foot Pu	rsuit [Vehicle Pursui
IAB Notified: YES N	D Pers	on Notified:		Еп	np:			ut: YES NO
Employee #	Last Name	Pineda		Employee First I	Name	Remir		Middle Name Felix
Sex:	Race:	Unit of Assignm			Work		nt (Unit#, Mo	****
Male Female	A	Inmate	e Recepti	on Center			Module	
Shift: Day] РМ	Regular Shift	OT SH	nift Off Duty	Age: 25	Heig	int: 5'06	Weight: 170 lbs.
☐ Injured ☐ Treated	Admitte	ed Hospital:				Coron	er Case #	Directed Force Significant Force
Employee #	Last Name			First I	Name			Middle Name
Sex:	Race:	Unit of Assignm		on Center	Work	Assignme	nt (Unit#, Mo Module :	
Shift:	1 1				Age:	Н	leight:	Weight:
☐ EM ☐ Day [PM	Regular Shift	OTS	nift Off Dut	37		5'08	195 lbs.
Injured Treated	Admitt	ed Hospital:				Coror	ner Case #	Directed Force Significant Force
Employee#	Last Name			First I	Name		-	Middle Name
Sex:	Race:	Unit of Assignm	ent:		Work	Assignme	ent (Unit #, Mo	dula alc):
Male Female	Н			on Center	WOIK	rooigiiiiic	Module:	
Shift:	2	Regular Shift	□ ot sh	nift Off Duty	Age:	1	leight:	Weight:
EM Day	∑ PM	M regular ormit			Н		5'07 oner Case #	165 lbs.
☐ Injured ☐ Treated [Admitted	Hospital:				Conc	niei Case #	Significant Force
						□ A	dditional In	volved Employe
Emp. # Last Na		First Name		Supervisor Middle Name		Rank	Present	Witness to Incid
	Norman	Alis First Name	e	Middle Name	-	Sgt. Y	ES NO Present	Witness to Incid
Emp. # Last Na	ime	t not ivalle				Sgt.	ES NO	
Emp. # Last	Name			Sergeant Name		.,	Middle Nam	0
	Via -			ommander				
Emp. Last	Name F	rancisco	FIRST	Name Hol	ly		Middle Name	
Lt. Francisco	#		Alfli	Hucie		-		12-180
Watch Commander (Pr Sgt. A. No		_	watch,	Zommander's	Signatur	e:	Emp	#: Date
Supervisor Completing		nt Name)	mp #:	Copy Provid	ed to Em	ployee L	y:	Emp
Capt. Gerald								
Unit Commander (Prin	-	1	Unit C	commander's S	ignature	:	Em	p#: Date
DISCOVERY Use O	DZ-					Orieland	Discovery U	Aug Sal

Servisor's Report on Use of Cree SUSPECT INFORMATION

509-01911-5120-505

Page 2 of 8

			Su	spect Infor	mation					
1	ast Name			First Name			Middle Na	ne		
1	AKA Last Name			First Name			Middle Na	me		
5	Sex: Male Female	Race: B	Street Address:			City:		State & Zip (Code:	
V	Work Phone: None listed	Home Phone	None listed	Age: 28	Height: 511	D.O.B.	Weight	160	Armed?	
E	Booking #:	Primary Cha	rge Code: 1136	4(A) H.S.	Secondary (Charge Code: 30	056 P.C.		al History	
E	EMT in attendance? YES	NO Na	me:		Unit	:	Phone #	ti'		
F	lospital Admission?	tec'd Treatme	ent At:	IRC Clinic		Coroner Case #:		Menta	al History	
E	By Doctor: RNII H. Pa	rk#	Address: 4	50 Bauchet	Street, Los	Angeles CA 9001	2 Phone #			
Į.	Under Influence: YES	⊠ мо	Substance:	্বী ভোগনা	กับเกิดเกิดเกิดเกิดเกิดเกิดเกิดเกิดเกิดเกิด			Menta	Illness	
[Date: 11-07-0	9	Time: 0215	T	The state of the s	Videotape:	\boxtimes	Photos of		- skinder
				Suspect Info	ormation					
_ '	Last Name			First Name			Middle Na	me		
1	AKA Last Name .			First Name			Middle Na	me		
5	Sex: Male Female	Race:	Street Address:			City:		State & Zip	Code:	
7	Work Phone:	Home Phone	:	Age:	Height:	D.Q.B.	Weigh	t	Armed?	
E	Booking #:	Primary Ch	arge Code:		Secondary	Charge Code:		Crimir	na! History	, [
E	EMT in attendance? YES	NO No	ame:		Uni	it:	Phone	#:		
ī	Hospital Admission?	Rec'd Treatm	ent At:			Coroner Case #:		Men	tal History	
E	By Doctor:		Address:				Phone #	k		
1	Under Influence: YES	☐ NO	Substance:	ે 'સુંદલ્તના હો'	la la revare	ander the Offi	Iv Tale to	Mental II	lness:	7 (5)
Į	Date:	سامه استفاده و المناطقة	Time:	Audiot		Videotape:		Photos of	Injuries:	
			S	uspect Info	mation					
	Last Name			First Name	9		Middle N	ame		
7	AKA Last Name			First Name			Middle N	ame		
	Sex: Male Femal	Race:	Street Address:			City:		State & Zip	Code:	
Ī	Work Phone:	Home Phon	e:	Age:	Height	D.O.B.	Weig	ht:	Armed?	
	Booking #:	Primary Ch	arge Code:		Secondary	y Charge Code:		Çrimi	inal History	у
	EMT in attendance? YE	S NO N	lame:		Ur	nit:	Phone	#:		
1	Hospital Admission?	Rec'd Treatn	nent At:			Coroner Case #		Mer	ntal History	y [
	By Doctor:		Address:				Phone	#:		
	Under Influence: YES	□ NO	Substance:	Steered	HINDING.			Mental	Illness	
	Date:	- 642-4	Time:	Audio		Videotape:		Photos of	injuries:	
8	SH-R-438P (Rev. 12/07)						Addition	al Suspect	s Involve	ed

Sup visor's Report on Use of Fo EMPLOYEE / NON-EMPLOYEE INFORMATION

509-01911-5120-505

Page 3 of 8

		E	mployee Witnesses					
Emp.#	Last Name		First Name	Middle Name				
Emp.#	Last Name		First Name	First Name				
Emp.#	Last Name		First Name			Middle Na	ame	
Emp.#	Last Name		First Name			Middle N	ame	
Emp.#	Last Name		First Name			Middle N	ame	
Emp. #	Last Name		First Name			Middle N	ame	
		Nor	n-Employee Witnesse	c				
Last Name		First Name	Employee Williesse	Middle	Name		Age	D.O.B.
					NMN		39	
Street Address			City	_	Zip Code	Work Ph	١.	Home Ph.
						None	listed	
Last Name		First Name		Middle	Name		Age	D.O.B.
Street Address			l Oite		NMN Tin Code	Work Ph	44	Liama Dh
Street Address		_	City		Zip Code			Home Ph.
						None		DOD
Last Name .		First Name		Middle	Name		Age	D.O.B.
Street Address		· · · · · · · · · · · · · · · · · · ·	City		Zip Code	Work Ph		Home Ph.
Last Name	-	First Name	1	Middle	Name		Age	D.O.B.
Street Address		1	City	2.	Zip Code	Work Ph		Home Ph.
Last Name		First Name		Middle	Name		Age	D.O.B.
Street Address	Hat should be a second		City	1	Zip Code	Work Ph		Home Ph.
Last Name		First Name		Middle	Name		Age	D.O.B.
Street Address			City		Zip Code	Work Ph		Home Ph.
Last Name		First Name		Middle	Name		Age	D.O.B.
Street Address	W. 101.00.00	1	City		Zip Code	Work Ph.		Home Ph.
Last Name		First Name		Middle	Name		Age	D.O.B.
Street Address			City		Zip Code	Work Ph.		Home Ph.
Last Name	5 -	First Name		Middle	Name		Age	D.O.B.
Street Address		i	City	1	Zip Code	Work Ph.		Home Ph.
					1	1		

Method

(AW)	Arwen	(FH)	Firearm (Handgun)	(PO)	Personal Weapon (Other)
(BC)	Baton: (Control)	(FR)	Fiream (Rifle)	(RS)	Resistance
(BI)	Baton: (Impact)	(FS)	Fiream (Shotgun)	(CN)	Restraint Device (Capture Net)
(BF)	Bodily Fluids	(FO)	Firearm (Other)	(RH)	Restraint Device (Handcuffs)
(CN)	Canine	(FB)	Flashbang	(HB)	Restraint Device: Hobble (Legs Only)
(CR)	Carotid Restraint		Flashlight	(TP)	Restraint Device: Hobble (TARP)
(CH)	Choke Hold	(OE)	Other Weapon: Edged	(RE)	Restraint Device: REACT Belt
(CT)	Control Holds: (Control Techniques)		Other Weapon: Vehicle	(SP)	Sap
(TT)	Control Holds: (Team Takedown)	(OB)	Other Weapon: Blunt Object	(SH)	Shield
(TD)	Control Holds: (Takedown)	(00)	Other Weapon: Other	(SG)	37mm Stinger
(CE)	Chemical	(PK)	Personal Weapon: Feet/Leg: (Kick)	(\$B)	Sting Ball
(OC)	Chemical Agents (OC Spray)	(PS)	Personal Weapon: Feet/Leg: (Sweep)	(ST)	Stun Bag
(TG)	Chemical Agents (Tear Gas)	(PH)	Personal Weapon (Hand/Arm)	(TR)	Taser
(EX)	Explosives	(PP)	Personal Weapon (Push)	(UC)	Uncooperative

, ,				,			(++) 000				
Туре	of Injury					Bod	y Part inju	red			
(BR) (BU) (CP)	Abrasion Bruise Burn Complaint of Pain Concussion Death Dislocation	(FR) (GS) (HB) (LC) (ND)	Dog Bite Fractures Gunshot Human Bite Lacerations Nerve Damage Organ Damage	(PW) (SD) (ST) (UN) (RM)	Paralysis Puncture Wound Soft Tissue Damage Sprain/Twists Unconscious Refused Med Treatment NONE	(AD) (AK)	Abdomen Ankle Arm Back Buttocks Chest Elbow	(FA) (FE) (FI) (GE) (GR) (HD)	Face Feet Fingers Genitals Groin Hands Head	(SH)	Hip Internal Knees Leg Neck Nose Shoulder Wrist

FORCE USED I	ЗҮ	FORCE USED AGA	Method	Type of Injury	Body Part	
Name	E# or S#	Name E# o		(Code)	(Code)	(Code)
S/	S#1	Deputy Pineda	E#1	UC	NN	
Deputy Pineda	E#1	S/I	_S#1	PH	NN	
S/	S#1	Deputy Pineda	E#1	PH	NN	
Deputy	E#2-3	S/	S#1	TT	CP	AK
C/A	E#3	S/	S#1	RH	NN	
						1
		-				
		-		<u>'</u>		
<u> </u>			_			

Force Applied
PERSONAL WEAPONS/TEAM TAKEDOWN
Incident Details
Numerous inmates were escorted from the Inmate Reception Center Clinic to Module 231. Inmate refused to follow orders given by Deputy Pineda. Deputy Pineda slapped Inmate across the face with his open palm. Inmate made a fist and lunged towards Deputy Pineda. Deputy Pineda moved backwards to avoid being hit. Deputy grabbed Inmate across the face grabbed Inmate across the face on the floor. Officer handcuffed Inmate across the face with his open palm. Inmate across the face with his open palm. Inmate across the face with his open palm. Inmate across the face across the face with his open palm. Inmate across the face across the face with his open palm. Inmate across the face across the face with his open palm. Inmate across the face across the face with his open palm. Inmate across the face across the face with his open palm. Inmate across the face across the face with his open palm. Inmate across the face across the face with his open palm. Inmate across the face across the face with his open palm. Inmate across the face across the face with his open palm. Inmate across the face across the face across the face with his open palm. Inmate across the face across the f
Reported Use of Force by Involved Employee(s)
See Unit Level investigation under case IV 2255023.
Witness Interview(s)
INMATE WITNESS
A video taped interview with Inmate hours. Senior Deputy Zepeda # translated for Inmate and he stated the following:
Inmate was in Module 231 for processing when a male Black, referring to Inmate tried to explain to the deputies that he could not open his legs. Inmate said deputies lunged toward Inmate slapped him and gave him shocks with the electric gun. He added that five officers jumped on top of him and then he was told to face the wall. Inmate said he did not see the reason why they would do that.
According to Inmate approximately seven officers were involved in this incident. Inmate described the main deputy that slapped Inmate as a Male, Asian, approximately 5 feet tall, 35-40 years old, wearing a tan and green uniform, with "spiky" hair.
Inmate said he can not describe any of the other personnel.
INMATE WITNESS
I spoke with Inmate and the told me Inmate complained of a bullet that was in his foot. The inmate started to show the deputies and custody assistants his foot and the bullet. Inmate was told to put his sock back on, to get his mattress and to go to his cell. Inmate said limited said words (NFD) and then the officers spoke to him about his behavior. Inmate was then

"assaulted" by staff.
Inmate described the personnel that was standing at and witnessed the incident. Two female custody assistants were standing there and one of them was "C/A ." Inmate described the custody assistants as, "deputy assistants wearing all green." As Inmate continued to recollect the incident, he recanted his original statement regarding C/A
Inmate went on to describe the two female custody assistants at the incident as: female, Hispanic, short, with black hair, bangs "slicked over to the side" and pulled into a "pony tail," female, Hispanic, short, with black hair pulled back into a "pony tail."
As the two female custody assistants gave the inmates instructions for housing, Inmate continued to complain about the bullet in his foot. During this verbal exchange between Inmate and the two female custody assistants, a deputy walked between the two custody assistants and "slapped" Inmate. The deputy was described by Inmate as a Male, Asian and short.
After the inmate was slapped, he "flinched up as if he were going to strike the deputy." Inmate demonstrated this motion as Inmate raising his right fist and pulling his arm back as if he were going to punch the deputy. Then they told Inmate raising, "You want to strike one of our officers?" After this, they took him to the ground.
According to Inmate , there were approximately seven deputies and custody assistants involved in this incident. • two female custody assistants (as previously described), • male, custody assistant, • male, custody assistant, • male, deputy, (as previously described), • two additional male deputies (NFD)
Inmate said he told Inmate state that his behavior was going to get him in trouble before the incident occurred. Inmate said Inmate continued to make inappropriate comments and outbursts to IRC personnel. Inmate said it appeared that he was on some type of drug. When he asked Inmate about it, Inmate said he was still feeling the effects of "crystal meth."
At one point during the escort from the IRC Clinic to Module 231, Inmate commented to the two custody assistants about their flashlight and if they were going to use the "Rodney King" thing on him? Inmate said
Suspect Interview(s)
en en antitude de la company d
Suspect Interview(s) Conducted By: Watch Commander Supervising Sergeant
Watch Commander, Lieutenant Francisco # and Sergeant Norman # conducted a video taped interview with Inmate on November 7, 2009 at 0215 hours. Inmate stated the following:

Inmate said he was coming into Module 231 to get processed. Inmate said his left ankle was hurting so he placed his left foot on the bench. The deputy, Inmate described as "male, short and Filipino," asked him why did he place his foot on the bench? Inmate told the deputy, "because I have a bullet in me." The deputy then told him to put his foot down. Inmate then demonstrated how he took his left foot off of the bench and put his left knee onto the bench.
Inmate said the deputy then approached him and with his right fist punched him in the left jaw area. Inmate said the deputy was facing him when he punched him. After the deputy punched him, several Custody Officers tackled him down to the ground and started to "stomp" on him.
Inmate saidtwo female "jailers wearing all green" and a male deputy, escorted him away from the initial line of inmates and to a different area due to his special handle status of being homosexual.
When asked to describe the IRC personnel that was involved in tackling him to the ground, Inmate said the following:
 "Example," a jailer, male, wearing all green, a tall, skinny, "Japanese" deputy, (NFD), a White, female deputy, in her 20's, with a "thick" size, and blonde long hair in a pony tail.
Inmate said, someone (NFD) put his leg out and started to "stump" onto his bullet wounded ankle.
Inmate complained of pain to his left ankle. He said he was shot two times in the ankle last year and still had bullet fragments in his ankle and his foot.
Inmate said several inmates (NFD) witnessed this incident.
Medical Review

	Training & Tactical Review		
Debriefing held to discuss training and tactical issues. See Unit Level investigation under case IV 2255023.			
may find manager of transfer with about the first process of the second contract of the sec	Watch Commander's Review		
See Unit Level investigation under ca	ase IV 2255023.		

Case Status

No criminal case filing is being pursued in this incident.